THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No.20842 OF 2005

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Dt: 23.09.2005

Between:

P. Subramanyam

.. Petitioner

AND

The Secretary, Regional Transport Authority,

Prakasam District at Ongole.

.. Respondent

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.20842 OF 2005

ORDER:

The petitioner applied for grant of pucca stage carriage permit to ply a vehicle on a route from K. Takarupalem to Agipuram Bus Stop. The 1st respondent refused the same through his order, dated 09.12.1998. Aggrieved by the same, the petitioner preferred an appeal in AP.No.102 of 1999 before the State Transport Appellate Tribunal. Through its order, dated 22.12.1999, the Appellate Tribunal allowed the

appeal and directed grant of permit, subject to his production of relevant documents required under the Motor Vehicles Act, within a period of four months from the date of receipt of the order. This writ petition is filed seeking extension of time for production of the valid records.

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

On rejection of the application for grant of pucca stage carriage permit in December 1998, the petitioner approached the Appellate Tribunal. One year thereafter, the Appellate Tribunal allowed the appeal, subject to the condition that the petitioner shall produce the valid records, within a period of four months from the date or receipt of the order. Even assuming that four to six months have taken place for the petitioner to secure the copy of the order of the Appellate Tribunal, he ought to have produce the valid records latest by December 2000. Almost six years have elapsed from the date of the order of the Appellate Tribunal. The very purpose of granting permit in favour of the petitioner was defeated. On account of grant of permit in favour of the petitioner, the other persons were not permitted to ply their buses on the said route. In fact, the petitioner has caused extensive loss to the Government by not paying the tax for all these years by not plying the bus and even the travelling public was put to inconvenience. This Court does not find any ground to extend the time at this stage.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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23.09.2005

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